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9 Attorneys for the United States of America

10 UNITED STATES DISTRICT COURT  
11 NORTHERN DISTRICT OF CALIFORNIA  
12 SAN JOSE DIVISION

13  
14 UNITED STATES OF AMERICA,  
15 Plaintiff,  
16 v.  
17 WILLIAM LESTER JOHNSEN,  
18 Defendant.

No. CR 07-0722 HRL

STIPULATION AND [PROPOSED]  
ORDER TO EXCLUDE TIME UNDER  
THE SPEEDY TRIAL ACT

19  
20  
21 The undersigned parties hereby request that the Court continue the status hearing  
22 scheduled for September 25, 2008 at 1:30 p.m. to October 9, 2008 at 9:30 a.m. The defendant  
23 has been evaluated by Pretrial Services regarding his eligibility to participate in a diversion  
24 program. Pretrial Services needs additional time to complete their investigation, and if the  
25 defendant is accepted into a pretrial diversion program, the parties will notify the Court and  
26 request that the October status appearance be vacated.

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STIPULATION AND [PROPOSED] ORDER TO EXCLUDE TIME  
CR 07-00722 HRL

**FILED**

SEP 25 2008

RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE

1 SO STIPULATED.

2 JOSEPH P. RUSSONIELLO  
United States Attorney

3  
4 DATED: 9/25/08

/s/  
SUSAN KNIGHT  
Assistant United States Attorney

5  
6  
7 DATED: 9/25/08

/s/  
MANUEL ARAUJO  
Assistant Federal Public Defender

8  
9  
10 ORDER

11 Based on the stipulation of the parties and for good cause shown, IT IS HEREBY  
12 ORDERED that the status hearing in United States v. Johnsen is continued to October 9, 2008 at  
13 9:30 a.m.

14  
15  
16 DATED: 9/25/08

  
HOWARD R. LLOYD  
United States Magistrate Judge